

# APPENDIX A.

## SENATE BILLS AND CONCURRENT RESOLUTIONS—HISTORY OF IN SENATE.

By Senator Skinner:		Revised Civil Statutes of the State of Texas,"	
Senate bill No. 1, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXX, Revised Civil Statutes of the State of Texas, relating to charges and instructions to juries."		Read first time, and referred to Judiciary Committee No. 1.....	5
Read first time, and referred to Judiciary Committee No. 1.....	4	Reported; majority adverse; minority favorable .....	54
Reported; majority adverse, with favorable substitute; minority adverse, with favorable substitute .....	24	(Died on calendar.)	
Read second time; minority report adopted; amended, and postponed .....	42	By Senators Murray, Veale and Stone:	
Taken up, and made special order..	55	Senate bill No. 4, A bill to be entitled "An Act providing for the listing and valuing of property for the purposes of taxation; defining duties of assessors and deputy assessors; prescribing rules for determining the value of property; prescribing rules to govern commissioners courts when sitting as a board of equalization; prescribing additional oaths to be administered to tax assessors and deputy tax assessors, county judges and county commissioners, and providing penalties for violation thereof, and declaring an emergency."	
Taken up; amended; pending.....	69	Read first time, and referred to Judiciary Committee No. 1.....	5
(Died on calendar.)		Reported favorably, and to be not printed .....	22
By Senator Brachfield:		Read second time; Senate rule suspended; committee report adopted; amended, and ordered engrossed .....	16, 19
Senate bill No. 2, A bill to be entitled "An Act to amend Articles 5058, 5059 and 5060 of Title CIV, Chapter 1, Revised Civil Statutes of 1895 of the State of Texas, and to add thereto Article 5058a."		passed .....	34
Read first time, and referred to Finance Committee .....	5	Reported engrossed .....	193
Reported adversely, with favorable substitute .....	40	Received from House, with amendments .....	194
Read second time; committee report adopted; amended, and ordered engrossed .....	46	Senate refuses to concur in House amendments, and requests a Free Conference Committee .....	212
Reported engrossed .....	66	House grants request for Free Conference Committee .....	233
Read third time, and passed.....	57	Free Conference Committee report adopted .....	225
Received from House, with amendments .....	193	House adopts Free Conference Committee report .....	233
Senate refuses to concur in House amendments, and adheres to Senate bill .....	194-197	See Free Conference Committee report for bill in full.....	243
House recedes from its amendments	223	Signed .....	
Signed .....	242		
Enrolled bill in full.....	248		
By Senator Skinner:			
Senate bill No. 3, A bill to be entitled "An Act concerning the jurisdiction of the Court of Civil Appeals, and to amend Article 996, Chapter 13 of the			

By Senators Skinner, Looney, Green and Harper

Senate bill No. 5, A bill to be entitled "An Act to amend Article 1318, Revised Civil Statutes of the State of Texas, adopted 1895."

Read first time, and referred to Judiciary Committee No. 1..... 7  
Reported favorably ..... 22  
Read second time; amended, and laid on table subject to call.... 34  
(Died on calendar.)

By Senator Willacy:

Senate bill No. 6, A bill to be entitled "An Act making appropriation to pay the per diem of members and per diem of officers and employes of the First Called Session of the Thirtieth Legislature of the State of Texas, convened April 12, 1907, by proclamation of the Governor."

Read first time, and referred to Finance Committee ..... 7  
Reported favorably, and to be not printed ..... 13  
Constitutional rule suspended; read second time; Senate rule suspended; committee report adopted, and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 11  
Reported engrossed ..... 13  
Received from House ..... 20  
Signed ..... 20

By Senator Willacy:

Senate bill No. 7, A bill to be entitled "An Act making appropriation to defray the contingent expenses of the First Called Session of the Thirtieth Legislature of the State of Texas, convened April 12, 1907, by proclamation of the Governor."

Read first time, and referred to Finance Committee ..... 7  
Reported favorably, and to be not printed ..... 13  
Constitutional rule suspended; read second time; Senate rule suspended; committee report adopted, and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 12  
Reported engrossed ..... 13  
Received from House ..... 20  
Signed ..... 20

By Senators Glasscock, Skinner and Senter:

Senate bill No. 8, A bill to be entitled "An Act to amend Article 1316, Chapter 12, Title XXX, Revised Civil

Statutes of the State of Texas, relating to charges and instructions to juries."

Read first time, and referred to Judiciary Committee No. 1..... 7  
(Died in committee.)

By Senators Harper and Glasscock:

Senate bill No. 9, A bill to be entitled "An Act to amend Article 762, Chapter 6, Title VIII, of the Code of Criminal Procedure of Texas, relating to the prosecution of an offense which includes within its lesser degrees, and providing that if a person be convicted of a lower degree of the offense than that for which he is indicted, and a new trial be granted such person, or the judgment be set aside for any cause, the verdict upon the first trial shall not be considered an acquittal of the higher degree of the offense, but upon a second trial the trial shall be de novo, and he may be convicted of the offense charged in the indictment or any degree of the offense."

Read first time, and referred to Judiciary Committee No. 2..... 7  
Reported favorably ..... 21  
Read second time, and amended by striking out the enacting clause.. 34

By Senator Looney:

Senate bill No. 10, A bill to be entitled "An Act to suspend Article 975, Chapter 8, Title XXVII, of the Revised Civil Statutes of Texas, concerning judgments of the Supreme Court."

Read first time, and referred to Judiciary Committee No. 1..... 7  
Reported favorably, and to be not printed ..... 22  
Read second time; Senate rule suspended; committee report adopted; amended, and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 16  
Reported engrossed ..... 23  
Received from House ..... 99  
Signed ..... 105  
Enrolled bill in full ..... 123

By Senators Looney and Harper:

Senate bill No. 11, A bill to be entitled "An Act providing for the appointment of court bailiff by the judges of the district courts in certain counties of this State, prescribing their qualifications, the oath to be taken by them, their compensation, their duties and providing suitable punishment for the violation of the duties imposed upon them, and declaring an emergency."

Read first time, and referred to  
Judiciary Committee No. 1..... 7  
Reported favorably ..... 22  
Read second time; amended, and or-  
dered engrossed ..... 45  
Reported engrossed ..... 66  
Read third time; amended, and  
passed ..... 56  
(Died in House.)

By Senator Senter:

Senate bill No. 12, A bill to be en-  
titled "An Act to amend Article 762,  
Chapter 6, Title VIII, of the Code of  
Criminal Procedure of the State of  
Texas, adopted at the Regular Session  
of the Twenty-fourth Legislature, effect-  
ing the verdict in criminal cases so that  
said Article 762 may hereafter be as  
follows."

Read first time, and referred to  
Judiciary Committee No. 1..... 8  
Reported; favorable majority; ad-  
verse minority ..... 22  
Read second time, and killed on  
point of order..... 48

By Senator Senter:

Senate bill No. 13, A bill to be en-  
titled "An Act to amend Articles 643  
and 644, Chapter 2, Title VIII, of the  
Code of Criminal Procedure of the State  
of Texas, adopted at the Regular Session  
of the Twenty-fourth Legislature, pro-  
viding for the order of a special venire  
in any district court in a criminal ac-  
tion for a capital offense, so that the  
said Articles 643 and 644 may hereafter  
be as follows."

Read first time, and referred to  
Judiciary Committee No. 1..... 8  
Reported; favorable majority, with  
amendments; adverse minority.. 23  
Read second time; majority report  
adopted; amended, and ordered  
engrossed ..... 48  
Reported engrossed ..... 66  
Read third time, and failed to pass. 59

By Senator Senter:

Senate bill No. 14, A bill to be en-  
titled "An Act to amend Article 723,  
Chapter 5, Title VIII, of the Code of  
Criminal Procedure of the State of  
Texas, adopted at the Regular Session  
of the Twenty-fourth Legislature, and  
as amended by an Act of the Twenty-  
fifth Legislature, relating to appeal of  
criminal cases to the Court of Criminal  
Appeals of Texas, to hereafter be as fol-  
lows."

Read first time, and referred to  
Judiciary Committee No. 1..... 8  
(Died in committee.)

By Senator Hudspeth:

Senate bill No. 15, A bill to be en-  
titled "An Act to amend Article 723 of  
the Code of Criminal Procedure of the  
State of Texas, relating to new trials  
and the reversals on appeals."

Read first time, and referred to  
Judiciary Committee No. 2..... 14  
Reported; favorable majority, and  
adverse minority ..... 38  
Read second time; pending..... 49  
Taken up; majority report adopted;  
amended, and further amended by  
striking out the enacting clause.. 57

By Senator Smith:

Senate bill No. 16, A bill to be en-  
titled "An Act to regulate the practice  
in the district and county courts; the  
charge of the court; the waiver of er-  
rors; the granting of new trials in the  
trial and appellate courts, and with an  
emergency clause."

Read first time, and referred to  
Judiciary Committee No. 1..... 14  
Reported favorably ..... 69  
Re-referred to Judiciary Committee  
No. 1 ..... 69  
Reported favorably, and to be not  
printed ..... 70  
(Died on calendar.)

By Senators Alexander and Senter:

Senate bill No. 17, A bill to be en-  
titled "An Act to amend Article 745,  
Title VIII, Chapter 6, Code of Criminal  
Procedure of the State of Texas, relat-  
ing to verdicts of juries in misdemeanor  
cases in the district court."

Read first time, and referred to  
Judiciary Committee No. 2..... 14  
Reported favorably, and be printed  
in Journal ..... 20  
Called up, and postponed..... 24  
Read second time; committee report  
adopted, and amended by striking  
out the enacting clause..... 28

By Senators Smith, Stone and Har-  
per:

Senate bill No. 18, A bill to be en-  
titled "An Act to authorize the district  
courts to employ a stenographer, to pro-  
vide compensation therefor, and to re-  
peal Chapter 112, page 209, General  
Laws of the Twenty-ninth Legislature,  
passed at its Regular Session, and with  
an emergency clause."

Read first time, and referred to  
Judiciary Committee No. 1..... 14  
Reported favorably ..... 26  
Read second time; substitute of-  
fered, and made special order.. 59, 60

Taken up; Senate bill No. 23 offered as substitute .....	109	Read first time, and referred to Judiciary Committee No. 1.....	14
Substitute by Chambers adopted; amended; pending .....	113	Reported; adverse majority; favorable minority .....	76
Taken up; amended, and ordered engrossed; constitutional rule suspended; read third time, and passed .....	141, 142	(Died on calendar.)	
Reported engrossed .....	150	By Senators Senter and Alexander:	
Received from House, with amendments .....	198	Senate bill No. 21, A bill to be entitled "An Act to amend Articles 3229 and 3231, Title LXII, Chapter 11, of the Revised Civil Statutes of the State of Texas."	
Senate refuses to concur in House amendments, and requests a Free Conference Committee .....	200	Read first time, and referred to Judiciary Committee No. 1.....	14
House grants request for Free Conference Committee .....	212	(Died in committee.)	
House adopts Free Conference Committee report .....	241	By Senator Senter:	
Senate adopts Free Conference Committee report .....	237	Senate bill No. 22, A bill to be entitled "An Act to amend Article 723, Chapter 5, Title VIII, of the Code of Criminal Procedure of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, and as amended by an act of the Twenty-fifth Legislature, relating to appeal of criminal cases to the Court of Criminal Appeals of Texas."	
Signed .....	242	Read first time, and referred to Judiciary Committee No. 2.....	14
For bill in full and as enrolled, see Conference Committee report....	237	Reported; adverse majority; favorable minority .....	39
By Senators Looney, Green, Skinner and Harper:		Read second time; pending.....	64
Senate bill No. 19, A bill to be entitled "An Act to amend Article 1043, Revised Statutes, and to add thereto Article 1043a, regulating the certification of questions of law by the Courts of Civil Appeals to the Supreme Court in cases of conflict of decisions, and in cases of disagreement of the judges of a Court of Civil Appeals, and repealing Articles 1040 and 1041, Revised Statutes, and also repealing an act of the Twenty-sixth Legislature, approved May 9, 1899, entitled 'An Act to define the power and duties of the Courts of Civil Appeals of the several Supreme Judicial Districts of the State of Texas, where there is, or may be, a conflict of opinion by any of the said Courts of Civil Appeals on a question of law involved in any cause pending before said courts, and prescribing the duties of the Supreme Court of the State of Texas in such cases,' and declaring an emergency."		(Died on calendar.)	
Read first time, and referred to Judiciary Committee No. 1.....	14	By Senators Skinner, Looney and Alexander:	
Reported favorably .....	21	Senate bill No. 23, A bill to be entitled "An Act to provide for the appointment of a court stenography to report cases, to make the report of such stenographer, when approved and filed, the basis for the statement of facts of the oral evidence in any cause where an appeal is taken; to prescribe the way and manner in which statements of fact shall be made up, and to provide for the compensation of such stenographer, and declaring an emergency."	
Read second time, and ordered engrossed; constitutional rule suspended; read third time, and passed .....	30	Read first time, and referred to Judiciary Committee No. 1.....	14
Reported engrossed .....	41	Reported favorably, and to be not printed .....	94
(Died in House.)		Offered as substitute for Senate bill No. 18; lost .....	109
By Senator Senter:		By Senator Brachfield:	
Senate bill No. 20, A bill to be entitled "An Act to amend Article 1317, Chapter 12, Title XXX, of the Revised Civil Statutes of the State of Texas."		Senate bill No. 24, A bill to be entitled "An Act to compel telephone and telegraph companies to make connections with other telephone lines doing a like business."	
		Read first time, and referred to Judiciary Committee No. 1.....	15
		Reported favorably .....	26

Read second time; amended and ordered engrossed; constitutional rule suspended; read third time; amended, and passed.....	35
Reported engrossed .....	54
Received from House, with amendments .....	193
House amendments concurred in....	194
Signed .....	242
Enrolled bill in full.....	247

By Senator Alexander:

Senate bill No. 25, A bill to be entitled "An Act to amend Articles 5098, 5100, 5120 and 5124 of Chapter 3, Title CIV, of the Revised Civil Statutes of 1895, relating to taxation, fixing penalties, and declaring an emergency."	
Read first time, and referred to Judiciary Committee No. 1.....	15
Reported favorably, and to be not printed .....	25
(Died on calendar.)	

By Senator Senter:

Senate bill No. 26, A bill to be entitled "An Act to amend Article 1183, Chapter 2, Title XXX, of the Revised Civil Statutes of the State of Texas."	
Read first time, and referred to Judiciary Committee No. 1.....	15
Reported favorably .....	74
(Died on calendar.)	

By Senator Chambers (at request of Senator Terrell):

Senate bill No. 27, A bill to be entitled "An Act to amend Articles 5091, 5094, 5095, 5099, 5106, 5120, 5123 of Title CIV, Chapter 3, of the Revised Statutes of Texas of 1895, pertaining to the duties of tax assessors and their deputies and the assessment of property for taxation and the preparation of the tax rolls and other matter pertaining thereto, and adding to said title and chapter Articles 5153a, 5153b, 5153c, 5153d and 5153e, providing for penalties for the violation of the provisions of this act and the mode of enforcing the provisions of this act, and providing an emergency and amending Article 5098 of an act passed by the Twenty-fifth Legislature, Chapter 142, page 104 of the Acts of said Legislature, which was an amendment of Article 5098 of the Revised Statutes of Texas of 1895."	
Read first time, and referred to Judiciary Committee No. 1.....	15
Reported favorably, and to be not printed .....	54
(Died on calendar.)	

By Senator Senter:

Senate bill No. 28, A bill to be en-

titled "An Act to provide for the inspection of books, documents and papers, and taking copies thereof for use in suits in the courts of this State."

Read first time, and referred to Judiciary Committee No. 1.....	15
Reported adversely .....	74

By Senator Glasscock:

Senate bill No. 29, A bill to be entitled "An Act to amend Article 5064, Chapter 2, Title XCIV, of the Revised Civil Statutes, relating to property subject to taxation, and the mode of rendering the same, and to define for purposes of taxation and the meaning of the following words, as they appear in said chapter and title, viz.: True and full value, fair market value in cash, the prices that could be obtained therefor, at private sale, actual value, final valuation, valuation, its true and full value in money, fairly worth in money, fair voluntary sale for cash, its true and full value in money, at the full amount thereof, at the full value of the same so payable. The value of the current price of such property, at the place when payable. Shall be valued at the price that the person believes the same to be worth in money, which phrases are set forth and mentioned in Articles 5073-5077, 5078, 5083 and 5088, Revised Civil Statutes, in said Chapter 2, Title XCIV, shall be construed to mean for the purpose of uniformity in rendition or assessing any and all property for taxation to be 50 per centum of the fair market value for which any such property is so assessed would sell for at a fair valuation at private sale, fixing the time of the assessment and valuation of such property between 1st of January up to the time of rendition for the year the same is assessed, with an emergency clause."

Read first time, and referred to Finance Committee .....	15
Reported adversely .....	41

By Senator Chambers:

Senate bill No. 30, A bill to be entitled "An Act providing for the appointment of official stenographers for district courts by the judges thereof in all districts, to report cases, and make the report of such stenographer, when filed, the statement of facts of all evidence, both oral and written, introduced in the trial of cases; to provide for the compensation of such stenographers, declaring an emergency, and repealing Chapter 60, page 84, Acts of the Twenty-eighth Regular Session of the Legisla-

ture; also Chapter 112, page 219, Acts of the Regular Session of the Twentieth Legislature of the State of Texas."

Read first time, and referred to Judiciary Committee No. 1..... 15  
Reported favorably ..... 25  
(Died on calendar.)

By Senator Looney:

Senate bill No. 31, A bill to be entitled "An Act to simplify trials for the contest of local option elections, and to simplify criminal trials that arise under local option laws by amending Article 3397 of Title LXIX, Revised Civil Statutes of Texas, providing the time and manner in which local option elections may be contested, prescribing the effect to be given the judgment of the courts in which said election is contested, and provided further, that when no contest is filed as provided in the act that the legality of the election and the result as declared shall be conclusively presumed and shall be binding upon all courts, repealing all laws in conflict with this act, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2..... 16  
Reported favorably ..... 21  
Read second time, and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 38  
Reported engrossed ..... 55  
Received from House, with amendments ..... 196  
House amendments concurred in.... 196  
Signed ..... 242  
Enrolled bill in full..... 246

By Senator Senter:

Senate bill No. 32, A bill to be entitled "An Act to authorize appeals from final judgments of the district and county courts solely upon questions of law, and to provide for the procedure therein."

Read first time, and referred to Judiciary Committee No. 1..... 26  
Reported adversely ..... 74

By Senator Senter:

Senate bill No. 33, A bill to be entitled "An Act to provide for the appointment of a court referee in certain counties of the State; to prescribe his duties and authority; to provide for the reference of causes pending in court to him, and for the taking by him of the depositions of witnesses in pending cases; to prescribe the fees to be charged for such services by the referee and the salary to be paid him, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1..... 26  
Reported favorably, with amendments ..... 76  
(Died on calendar.)

By Senator Senter:

Senate bill No. 34, A bill to be entitled "An Act to amend Article 1416, Chapter 19, Title XXX of the Revised Civil Statutes of the State of Texas."

Read first time, and referred to Judiciary Committee No. 1..... 27  
Reported; adverse majority; favorable minority ..... 75  
(Died on calendar.)

By Senator Senter:

Senate bill No. 35, A bill to be entitled "An Act to amend Article 941, Chapter 3, Title XXVII of the Revised Civil Statutes of the State of Texas."

Read first time, and referred to Judiciary Committee No. 1..... 27  
Reported favorably ..... 75  
(Died on calendar.)

By Senator Senter:

Senate bill No. 36, A bill to be entitled "An Act to regulate the preparation and form of briefs filed in causes which may be appealed from the judgment of county and district courts."

Read first time, and referred to Judiciary Committee No. 2..... 27  
Reported favorably ..... 39  
(Died on calendar.)

By Senator Senter:

Senate bill No. 37, A bill to be entitled "An Act to amend Article 1018, Chapter 16, Title XXVII, of the Revised Civil Statutes of the State of Texas."

Read first time, and referred to Judiciary Committee No. 1..... 27  
Reported; adverse majority; favorable minority, with amendments. 75  
(Died on calendar.)

By Senator Hudspeth:

Senate bill No. 38, A bill to be entitled "An Act to amend Article 770, Title VIII, of the Code of Criminal Procedure, in relation to a witness testifying as a witness in his own behalf."

Read first time, and referred to Judiciary Committee No. 2..... 27  
Reported adversely ..... 39

By Senator Hudspeth:

Senate bill No. 39, A bill to be entitled "An Act to prevent any person from communicating with jurors, and

prescribing a penalty, with emergency clause."

Read first time, and referred to Judiciary Committee No. 2..... 27  
Reported favorably ..... 39  
(Died on calendar.)

By Senator Stone:

Senate bill No. 40. A bill to be entitled "An Act to amend Section 3 of Chapter 128 of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-ninth Legislature, entitled 'An Act to provide for recording notices lis pendens and levies, to define the effect of such notice and to repeal all laws in conflict therewith,' and to declare an emergency."

Read first time, and referred to Judiciary Committee No. 1..... 27  
Reported favorably, and to be not printed ..... 76  
(Died on calendar.)

By Senators Skinner, Looney, Wil-lacy, Green and Meachum:

Senate bill No. 41. A bill to be entitled "An Act to create a State Text-Book Board and to procure for use in the public free schools of the State of Texas a series of uniform text-books; defining the duties of certain officers therein named with reference thereto; making appropriation therefor; defining certain misdemeanors; providing for bonds for the faithful performance of contracts made hereunder; defining liquidated damages in cases of fraud and collusion; authorizing the Attorney General of the State to bring suit therefor, and for the enforcement of contracts hereunder; providing penalties for the violation of the provisions of this act, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2..... 27  
Recalled and referred to Committee on Educational Affairs..... 37  
Reported: adverse majority, with favorable substitute in lieu of Senate bill Nos. 41 and 43, and to be not printed; adverse minority same as majority report, and with amendments ..... 49  
Called up and made special order.. 70  
Read second time; minority report adopted; amended; pending 71-72, 73  
Taken up; amended, and ordered engrossed; constitutional rule suspended; read third time; amended, and passed..... 77-82  
Reported engrossed ..... 96  
Received from House, with amendments ..... 185

Senate refuses to concur in House amendments, and requests a Free Conference Committee ..... 195  
House grants request for a Free Conference Committee ..... 198  
Free Conference Committee report adopted ..... 218  
House adopts Free Conference Committee report ..... 225  
Signed ..... 243  
For bill in full, see Free Conference Committee report ..... 218

By Senator Murray:

Senate bill No. 42. A bill to be entitled "An Act to amend Sections 5 and 6 of Chapter 103, passed by the Regular Session of the Twenty-ninth Legislature and approved April 15, 1905, relating to the sale and lease of the land belonging to the public free school and asylum funds, and to add thereto Sections 6a, 6b, 6c, 6d, 6e, 6f and 6g, relating to the sale, settlement and residence on land, sales without residence, sale of timber, sales for cash or on time, transfers, forfeitures, reservation of minerals, guayule, lechuguilla and sotol, and providing a penalty for cutting or removing such substances from the land, certificates of occupancy to become muniments of title, authorizing the commissioners to adopt rules and regulations necessary to execute the provisions of this act, repealing all laws in conflict with this act, and declaring an emergency."

Read first time, and referred to Committee on Public Lands and Land Office ..... 27  
Reported favorably, with amendments ..... 65  
(Died on calendar.)

By Senator Harper:

Senate bill No. 43. A bill to be entitled "An Act to create a State Text-Book Board, and to procure for use in the public free schools of the State of Texas a series of uniform text-books; defining the duties of certain officers therein named; making an appropriation therefor; defining certain misdemeanors; providing for a bond for the faithful performance of the contract, and to cover liquidated damages for fraud or collusion, and authorizing the Attorney General to bring suit therefor; and providing penalties for violations of the provisions of this act."

Read first time, and referred to Committee on Educational Affairs ..... 34  
Reported: adverse majority, with favorable substitute in lieu of Senate bill Nos. 41 and 43, and to

be not printed; adverse minority, same as majority report, and with amendments . . . . . 49  
 Called up, and made special order.. 70  
 Read second time; minority report adopted; amended; pending.. 71, 72, 73  
 Taken up; amended, and ordered engrossed; constitutional rule suspended; read third time; amended, and passed..... 77-82  
 Reported engrossed . . . . . 96  
 Received from House, with amendments . . . . . 185  
 Senate refuses to concur in House amendments, and requests a Free Conference Committee . . . . . 195  
 House grants the request for a Free Conference Committee . . . . . 225  
 Free Conference Committee report adopted . . . . . 218  
 House adopts Free Conference Committee report . . . . . 225  
 Signed . . . . . 243  
 See Free Conference Committee report for bill in full..... 218

By Senators Brachfield, Skinner and Harper:

Senate bill No. 44, A bill to be entitled "An Act to amend Article 4542, Title XCIV, Chapter 11, of the Revised Statutes of 1895."

Read first time, and referred to Committee on Internal Improvements . . . . . 34  
 Reported; favorable majority; adverse minority, and to be not printed . . . . . 53  
 (Died on calendar.)

By Senator Hudspeth:

Senate bill No. 45, A bill to be entitled "An Act to permit parties to civil suits in the district and county courts to specially plead the facts constituting their cause of action or defense."

Read first time, and referred to Judiciary Committee No. 1..... 42  
 Reported favorably, and to be printed in Journal..... 116  
 (Died on calendar.)

By Senator Smith:

Senate bill No. 46, A bill to be entitled "An Act to regulate the practice in the district, county and appellate courts and Supreme Court of the State, and with an emergency clause."

Read first time, and referred to Judiciary Committee No. 1..... 42  
 Reported favorably, and to be not printed . . . . . 71  
 (Died on calendar.)

By Senator Hudspeth:

Senate bill No. 47, A bill to be entitled "An Act to limit the jurisdiction of the several courts of the State of Texas in suits by parties who are not citizens of this State, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1..... 42  
 Reported favorably . . . . . 54  
 Read second time; amended, and ordered engrossed; constitutional rule suspended; read third time, and passed . . . . . 67  
 Reported engrossed . . . . . 71  
 (Died in House.)

By Senator Faust:

Senate bill No. 48, A bill to be entitled "An Act to amend Article 1092, Chapter 2, Title XV, of the Code of Criminal Procedure of the State of Texas, relating to fees of county and district attorneys in examining trials."

Read first time, and referred to Judiciary Committee No. 2..... 55  
 Reported favorably, and to be not printed . . . . . 71  
 Read second time; committee report adopted; amended, and ordered engrossed; constitutional rule suspended; read third time, and passed . . . . . 108  
 Reported engrossed . . . . . 122  
 Received from House, with amendments . . . . . 215  
 Senate refuses to concur in House amendments, and requests a Free Conference Committee . . . . . 216  
 House recedes from its amendments. 225  
 Signed . . . . . 243  
 Enrolled bill in full..... 249

By Senator Stone (by request):

Senate bill No. 49, A bill to be entitled "An Act authorizing a district judge where more than one defendant is charged by indictment or information to try them all together in one trial."

Read first time, and referred to Judiciary Committee No. 2..... 55  
 (Died in committee.)

By Senator Stone (by request):

Senate bill No. 50, A bill to be entitled "An Act to amend Article 770 of the Code of Criminal Procedure of the State of Texas."

Read first time, and referred to Judiciary Committee No. 2..... 55  
 (Died in committee.)



By Senator Stone (by request):  
Senate bill No. 51, A bill to be entitled "An Act to repeal Articles 771, 781, 706, 707, 708 and 710, Code of Criminal Procedure of the State of Texas."

Read first time, and referred to Judiciary Committee No. 2..... 55  
(Died in committee.)

By Senator Glasscock:

Senate bill No. 52, A bill to be entitled "An Act to amend Article 3219, Chapter 9, of the Revised Civil Statutes, relating to the formation of the jury for the trial of a cause. This article shall not apply to counties having a city of twenty thousand inhabitants, as shown by the last decennial census, with an emergency clause."

Read first time, and referred to Judiciary Committee No. 1..... 67  
Reported favorably, with amendments ..... 76  
(Died on calendar.)

By Senator Skinner (by request):

Senate bill No. 53, A bill to be entitled "An Act providing for the continuance of law-suits and providing that if an attorney in or a party to any law-suit pending in any court in this State, and set for trial, is a member of the Legislature, and is in actual attendance on the session of the Legislature, that the same shall be a cause for a continuance of any such suit."

Read first time, and referred to Judiciary Committee No. 1..... 67  
Reported; favorable majority; adverse minority ..... 74  
(Died on calendar.)

By Senator Griggs:

Senate bill No. 54, A bill to be entitled "An Act to amend Chapter 4, Title XXI, Revised Statutes of Texas of 1895, by amending Article 672 and by adding thereto Article 672a, relating to liability of stockholders, prescribing rules of practice and procedure for the enforcement of said laws and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1..... 71  
Reported favorably..... 74  
(Died on calendar.)

By Senators Looney, Willacy and Skinner:

Senate bill No. 55, A bill to be entitled "An Act to amend an act passed at the Regular Session of the Thirtieth Legislature, entitled 'An Act to provide

for a board to calculate the ad valorem rate of taxes for State purposes each year, and to prescribe the duties of such board and certain duties of the tax assessors of the various counties in this State,' providing that said board shall also calculate the ad valorem rate of taxes for public free school purposes and also authorizing the commissioners courts of the several counties of this State to calculate the rate and to adjust the taxes levied in the several counties or portions thereof, for general or special purposes to the taxable values as shown on the assessment rolls."

Read first time, and referred to Finance Committee..... 77  
Reported favorably, and to be not printed ..... 85  
Called up, and made special order, and to be printed in Journal.... 83  
Read second time; committee report adopted; amended, and made special order..... 87  
Taken up; amended; pending..... 97-98  
Taken up; amended, and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 99-102  
Reported engrossed..... 123  
Received from House, with amendments ..... 213  
Senate refuses to concur in House amendments, and requests a conference committee..... 215  
House grants request for a conference committee..... 223  
Conference committee report adopted 223  
House adopts conference committee report ..... 224  
Signed ..... 242  
Enrolled bill in full..... 250

By Senator Barrett:

Senate bill No. 56, A bill to be entitled "An Act to amend Article 402, Chapter 6, Title XI, of the Criminal Statutes of the Revised Criminal Statutes of 1895, pertaining to punishment for selling intoxicating liquors in violation of local option laws, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2..... 86  
(Died in committee.)

By Senators Barrett and Alexander:

Senate bill No. 57, A bill to be entitled "An Act to amend Article 402 of Chapter 6, Title XI, Penal Code of the State of Texas, as amended by Chapter XL, of the Regular Session of the Twenty-eighth Legislature of the State of Texas, approved March 16, 1903, relating to unlawfully selling any intoxicat-

ing liquor, prescribing the punishment therefor, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2..... 86  
Reported favorably, and to be printed in the Journal..... 94  
(Died on calendar.)

By Senator Senter:

Senate bill No. 58, A bill to be entitled "An Act to create a Judiciary Commission to prepare and submit to the Thirty-first Texas Legislature drafts of constitutional amendments and bills and measures for the improvements of the judiciary system and court procedure of Texas."

Read first time, and referred to Judiciary Committee No. 1..... 106  
Reported favorably ..... 116  
Read second time; amended and ordered engrossed; constitutional rule suspended; read third time, and passed..... 158  
Reported engrossed..... 168  
(Died in House.)

By Senator Watson:

Senate bill No. 59, A bill to be entitled "An Act to amend Sections 2, 3 and 4 of an act passed by the Thirtieth Legislature of the State of Texas, and approved April 30, A. D. 1907, entitled 'An Act to amend an act entitled an act to amend Section 1 of an act entitled an act to amend an act to amend an act entitled an act to redistrict the State into judicial districts and fix the time for holding court therein and to provide for the election of judges and district attorneys in said districts at the next general election to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883, approved March 24, 1885, to create the Forty-third Judicial District of the State of Texas; fix the times of holding court therein and to provide for the appointment of a district judge for said district, approved March 30, 1887; to create the Forty-eighth Judicial District of the State of Texas, fix the times for holding court therein, and to fix the time for holding court in the Seventeenth Judicial District of the State of Texas, and to provide for the appointment of a district judge of the said Forty-eighth Judicial District, passed by the Twenty-second Legislature of the State of Texas, approved February 6, 1891, and being Chapter 3 of the General Laws of Texas of 1891, and to create the Sixty-seventh Judicial District of the State of Texas, fix the times for holding the district courts in Tarrant county,

Texas, and to define the jurisdiction thereof and to provide for the venue of causes in said court and to provide for the appointment of a district judge for the Sixty-seventh Judicial District of Texas, and to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time, and referred to Committee on Judicial Districts.. 111  
Reported favorably, and to be not printed ..... 117  
Constitutional rule suspended; read second time; Senate rule suspended; committee report adopted and ordered engrossed; constitutional rule suspended; read third time, and passed..... 112  
Reported engrossed..... 122  
Received from House..... 140  
Signed ..... 146

By Senator Terrell:

Senate bill No. 60, A bill to be entitled "An Act to amend an act of the Thirtieth Legislature of Texas, Regular Session, approved April 25, 1907, entitled 'An Act to amend Chapter XCIV, page 119, of the Acts of the Twenty-eighth Legislature, entitled "An Act to define, prohibit and declare illegal trusts, monopolies and conspiracies in restraint of trade, and to prescribe penalties for forming or being connected with such trusts, monopolies and conspiracies, and to provide for the suppression of the same, and to promote free competition in the State of Texas, and to repeal all laws in conflict herewith, by adding to said law Section 18, concerning punishment for violation thereof; Section 19, with reference to venue; Section 20, with reference to the duties of district and county attorneys and the Attorney General, and Section 21, concerning fees, and declaring an emergency,"' by adding to said Chapter XCIV, page 119 of the Acts of the Twenty-eighth Legislature, Sections 19, 20, 21 and 22; said Section 19 defining, prohibiting and declaring illegal trusts, monopolies and conspiracies in restraint of trade, providing criminal prosecutions therefor, and fixing the punishment and penalties for violations of said Chapter, and of this act, Section 20, fixing venue for criminal prosecutions and providing that such prosecutions shall not bar a prosecution of or recovery against any other person or persons for the same offense; Section 21, defining the powers and prescribing the duties of county and district attorneys of this State, and of the Attorney General, under this act; and Section 22, fixing the fees of the

county and district attorneys for prosecutions under this act, and apportioning such fees between such county and district attorneys, and providing that this act shall not repeal said Chapter XCIV, Acts of the Twenty-eighth Legislature of Texas, and that this act shall be cumulative thereof; and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2..... 111  
Reported favorably, and to be not printed ..... 117  
Read second time; committee report adopted and ordered engrossed; constitutional rule suspended; read third time, and passed..... 151  
Reported engrossed..... 167  
Received from House..... 170  
Signed ..... 203

By Senator Veale:

Senate bill No. 61, A bill to be entitled "An Act to amend Sections 2 and 3, of an act passed by the Regular Session of the Thirtieth Legislature, entitled 'An Act to authorize, enable and permit the territory within the boundaries of the town of Estelline, in Hall county, Texas, and other lands and territory adjacent thereto to incorporate as an independent school district for free school purposes only, to be known as Estelline Independent School District, with all the powers, rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only, and declaring an emergency."

Read first time, and referred to Committee on Educational Affairs. 112  
Reported favorably, and to be not printed ..... 122  
(Died on calendar.)

By Senator Willacy:

Senate bill No. 62, A bill to be entitled "An Act appropriating the sum of \$7000, or so much thereof as may be necessary, to pay the mileage and per diem of members and per diem pay of officers and employes of the First Called Session of the Thirtieth Legislature, and declaring an emergency."

Read first time, and referred to Finance Committee..... 112  
Reported favorably, and to be not printed ..... 116  
Read second time; committee report adopted and ordered engrossed; constitutional rule suspended; read third time, and passed..... 142  
Reported engrossed..... 150

Received from House with amendments ..... 198  
House amendments concurred in.... 199  
Signed ..... 242

By Senator Terrell:

Senate bill No. 63, A bill to be entitled "An Act to amend Section 201 of an act entitled 'An Act to incorporate the city of Texarkana, Texas, as a city of the first class, as a city of ten thousand and over of inhabitants; to grant to the said city a special charter; to repeal all laws in conflict herewith, and declaring an emergency."

Read first time, and referred to Committee on Towns and City Corporations ..... 154  
Reported favorably, and to be not printed ..... 165  
Constitutional rule suspended; read second time; Senate rule suspended; committee reported adopted and ordered engrossed; constitutional rule suspended; read third time, and passed..... 163  
Reported engrossed..... 182  
Received from House, with amendments ..... 213  
Amendments concurred in..... 213  
Signed ..... 242

By Senator Skinner:

Senate bill No. 64, A bill to be entitled "An Act to amend an act of the Thirtieth Legislature of Texas, Regular Session, approved April 1, 1907, entitled 'An Act to prohibit any corporation or receiver operating a line of railway in whole or in part in the State of Texas, or any officer, agent or representative of such corporation or receiver from requiring or knowingly permitting any conductor, engineer, fireman, brakeman, train dispatcher or telegraph operator, who has been on duty for fourteen consecutive hours, to perform any work until he has had at least eight hours off duty, except in certain cases, and to prohibit any such corporation or receiver, or any officer, agent or representative thereof from requiring or knowingly permitting any such employe who has been on duty for fourteen consecutive hours, and who has gone off duty to again go on duty, or perform any work for such corporation or receiver until he has had at least eight hours off duty, and providing penalties for violation of this act, and prescribing the venue of suits and prosecutions thereunder, and repealing Chapter thirty-one of the Acts of the Twenty-eighth Legislature, by adding thereto Section 4a, and by repealing Section 5

of said act, and declaring an emergency."

Read first time, and referred to Committee on Internal Improvements ..... 154  
 Reported favorably and to be not printed ..... 167  
 Constitutional rule suspended; read second time; Senate rule suspended; committee report adopted and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 161  
 Reported engrossed ..... 182  
 (Died in House.)

By Senator Veale:

Senate bill No. 65, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1902, and which have failed or are about to fail to construct their roads and branches or any part thereof, within the time required by law, and declaring an emergency."

Read first time, and referred to Committee on Internal Improvements ..... 155  
 Reported favorably, and to be not printed ..... 166  
 Constitutional rule suspended; read second time; Senate rule suspended; committee report adopted and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 159  
 Reported engrossed ..... 168  
 Received from House ..... 172  
 Signed ..... 203  
 Enrolled bill in full ..... 206

By Senators Murray and Faust:

Senate bill No. 66, A bill to be entitled "An Act correcting and amending Senate bill No. 311, passed at the Regular Session of the Thirtieth Legislature, creating an independent school district in the counties of Gonzales and Wilson, State of Texas, to be known as the Nixon Independent School District, and to have all the powers, rights and duties of independent school districts formed by the incorporation of towns

and villages for free school purposes only."

Read first time, and referred to Committee on Educational Affairs. 155  
 Reported favorably, and to be not printed ..... 182  
 Read second time; Senate rule suspended; committee report adopted and ordered engrossed; constitutional rule suspended; read third time, and passed ..... 176  
 Reported engrossed ..... 183  
 Received from House ..... 213  
 Signed . . . . . 242

By Senator Green and others:

Senate Concurrent Resolution No. 1:

Resolved, That the Association of United Confederate Veterans, which will meet in Richmond, Va., on May 31, 1907, be and it is hereby earnestly invited to hold its annual reunion for 1908 in San Antonio, Texas.

Read first time, and laid on table, subject to call ..... 67  
 Read second time, and adopted ..... 67  
 Received from House, with amendments ..... 70  
 House amendments concurred in .... 71  
 Signed ..... 73

By Senator Willacy:

Senate Concurrent Resolution No. 2, Be it resolved by the Senate, the House of Representatives concurring, That the Comptroller be and is hereby authorized to draw warrants to pay the balance due and to become due to members, officers and employes of the Regular Session of the Thirtieth Legislature out of the appropriation made to pay the per diem pay of members and per diem pay of officers and employes of the First Called Session of the Thirtieth Legislature, and declaring an emergency."

Read first time, and referred to Finance Committee ..... 112  
 Reported favorably, and to be not printed ..... 116  
 Read second time; committee report adopted; adopted ..... 143  
 Reported engrossed ..... 150  
 Received from House ..... 168  
 Signed ..... 203